

HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed Emergency

Pursuant to the authority of Iowa Code sections 239B.4(4) and 239B.8(2), the Department of Human Services amends Chapter 93, "PROMISE JOBS Program," Iowa Administrative Code.

This amendment increases the PROMISE JOBS mileage reimbursement rate from \$.30 per mile to \$.34 per mile.

As an eligibility factor for the Family Investment Program, adults and older teens who are not in school must participate in employment and training activities through the PROMISE JOBS program, as outlined in their Family Investment Agreement (FIA). The FIA outlines what the participant will do to become self-sufficient and what supports the state will provide. A participant's failure to follow the FIA requirements results in a full family sanction, called a limited benefit plan.

The participant is eligible for a payment to cover transportation costs as a supportive service when participating in an approved PROMISE JOBS activity other than orientation or employment and assistance is not available from another source. Due to the large rise in gasoline costs from 2001 to 2005, the Department increased the mileage allowance from \$0.21 per mile to \$0.30 per mile effective November 1, 2005. In July 2005, the average gasoline price per gallon in Iowa was \$2.13. As of July 2008, the average price reached \$3.93 per gallon. This amendment aligns the reimbursement rate more closely with the actual cost of transportation.

This amendment does not provide for waivers in specified situations. Requests for the waiver of any rule may be submitted under the Department's general rule on exceptions at 441—1.8(17A,217).

The Council on Human Services adopted this amendment on August 13, 2008.

The Department finds that notice and public participation are impracticable, in that participants urgently need relief from higher transportation costs in order to continue participation. Therefore, this amendment is filed pursuant to Iowa Code section 17A.4(2).

The Department finds that this amendment confers a benefit by increasing transportation allowances. Therefore, this amendment is filed pursuant to Iowa Code section 17A.5(2)"b"(2), and the normal effective date of this amendment is waived.

This amendment is also published herein under Notice of Intended Action as **ARC 7126B** to allow for public comment.

This amendment is intended to implement Iowa Code section 239B.17.

This amendment became effective September 1, 2008.

The following amendment is adopted.

Amend paragraph **93.110(6)"b"** as follows:

b. Private transportation. Effective ~~November 1, 2005~~ September 1, 2008, for participants who use a motor vehicle they operate themselves or who hire private transportation, the transportation allowance shall be based on a formula which uses the normally scheduled days of participation in the PROMISE JOBS activity for the period covered by the allowance times the participant's anticipated daily round-trip miles times the mileage rate of ~~30~~ 34 cents per mile.

[Filed Emergency 8/19/08, effective 9/1/08]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 9/10/08.